

UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

CIVIL MINUTES

Case No. **CV 10-231-BR**

Date of Proceeding: **September 7, 2010**

Case Title: **FLIR Systems, Inc. v Gambaro, et al**

Presiding Judge: **Anna J. Brown**

Courtroom Deputy: **Bonnie Boyer**

Reporter:

---

**PLAINTIFF'S COUNSEL**

Susan Marmaduke, Michael Collins, Farooq  
Tayab

**DEFENDANT'S COUNSEL**

Thomas E. Gambaro, Pro Se  
James Buchal-Motionless Keyboard Co.

---

**DOCKET ENTRY:** Minutes of Proceeding

**RECORD OF:** The Court set the following briefing and oral argument schedule:

Defendant Motionless Keyboard Company's (MKC) Motion to Dismiss **due 9/17/10**  
**Separate** Response due 10/15/10  
**Separate** Reply due 10/29/10

Plaintiff FLIR's Motion for Partial SJ (**only** as to whether claim construction ruling in Motionless Keyboard Company v. Microsoft, 04-CV-180-AA, are binding on Defendants in this matter) **due 9/17/10**  
**Separate** Response due 10/15/10  
**Separate** Reply due 10/29/10

Defendant Gambaro's Cross-Motion for Partial SJ, (**if any and only** regarding claim construction rulings in Motionless Keyboard Company v. Microsoft, 04-CV-180-AA, Defendant Gambaro wishes to assert against FLIR) **due 10/15/10**  
**Separate** Response due 10/29/10  
**Separate** Reply due 11/12/10 - **NOON**

Defendant Gambaro's Motion (#66) for Court Order to Grant Unsealing of Protective Order Documents - the Court will issue a separate order to notify parties in Motionless Keyboard Company v. Microsoft, 04-CV-180-AA, of their opportunity to object and to be heard on the Defendant's Motion (#66).

cc: ( ) All counsel

DOCUMENT NO: \_\_\_\_\_

**Civil Minutes**  
**Hon. Anna J. Brown**

(CV10-231 FLIR.wpd)

Oral argument on all of the above motions will be heard on **11/19/10 at 9:00 am.**

*Pro se* Defendant Gambaro is reminded he must comply with all local and federal rules with respect to his filings in this matter. **Summary Judgment Notice mailed to Defendant, Gambaro on 6/28/10.**

All discovery is stayed pending resolution of Defendant MKC's motion to dismiss, Plaintiff's motion for partial summary judgment, and any cross-motion for summary judgment by Defendant Gambaro. To the extent any parties determine limited discovery is necessary to respond to the above-scheduled motions and the parties cannot agree regarding appropriate disclosures, the parties have leave to file a motion with the Court for that limited discovery.

Plaintiff FLIR's Motion (#71) for Protective Order is **DENIED as moot.** Plaintiff has leave to renew the motion after the Court has resolved the above-scheduled Motions.

cc: ( ) All counsel

DOCUMENT NO: \_\_\_\_\_

**Civil Minutes**  
**Hon. Anna J. Brown**

(CV10-231 FLIR.wpd)